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7 *Attorneys for Defendants*

8 IN THE UNITED STATES DISTRICT COURT

9 DISTRICT OF NEVADA

10 ALAN JOHN FRICKX,

CASE NO.: 2:19-cv-00942-JAD-DJA

11 Plaintiff,

12 v.

13 LUIS MACIAS VENEGAS, JASON
14 SCARALE, TIMOTHY FRABBIELE
15 YOLANDA SAIP,

**STIPULATION AND ORDER TO
DISMISS WITHOUT PREJUDICE**

16 ECF Nos. 27, 28, 32

17 Defendants.

18 **STIPULATION AND ORDER TO DISMISS WITHOUT PREJUDICE**

19 IT IS HEREBY STIPULATED by and between Plaintiff ALAN JOHN FRICKX
20 (“Plaintiff”), and Defendants LUIS MACIAS VENEGAS, JASON SCARALE, TIMOTHY
21 FRABBIELE and YOLANDA SAIP (“Defendants”), by and through their respective counsel,
22 that all of Plaintiff’s claims in the above-entitled matter be dismissed without prejudice.
23

24 IT IS FURTHER STIPULATED that the statute of limitations is waived for ninety (90)
25 days from the date of the Court’s Minutes of Proceedings, July 14, 2021 [Dkt. 31].
26

27 IT IS FURTHER STIPULATED that Plaintiff will have up to and including October 12,
28 2021 to refile his case.
29

1 IT IS FURTHER STIPULATED that if Plaintiff does not refile his case within ninety
2 (90) days of the date of the Court's Minutes of Proceedings, this matter is dismissed with
3 prejudice.

4 IT IS FURTHER STIPULATED that each Party will bear its own respective costs and
5 attorney's fees.

6 DATED this 14th day of July, 2021

DATED this 14th day of July, 2021

7 NORTH LAS VEGAS CITY ATTORNEY

9 By /s/ Christopher D. Craft
10 Micaela Rustia Moore, Nev. Bar No. 9676
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11 Christopher D. Craft, Nev. Bar No. 7314
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/s/ Alan John Frickx
Alan John Frickx
3657 Pinnate Drive
Las Vegas, Nevada 89147
Plaintiff

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16

17 ORDER

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19 Based on the parties' stipulation [ECF No. 32] and good cause appearing, IT IS
HEREBY ORDERED that THIS ACTION IS DISMISSED, each side to bear its own fees and
20 costs. All pending motions [ECF Nos. 27, 28] are DENIED as moot. The Clerk of Court is
directed to CLOSE THIS CASE.

21 
22 U.S. District Judge Jennifer A. Dorsey
23 Dated: July 21, 2021